

And the said Samuel Howard by Michael Howard his Attorney Comes and defends the force and Injury when etc; And prays Leave to Imparle hereunto untill next Court and he hath it and the Same day is given to the Plaintiff Alsoe.

Att which said next Court to Witt the 10th day of October Anno Domi 1721 Come again the said Parties P^t: and Def^t by their Attorneys af^d and the said Def^t by his said Attorney prays further leave to imparle hereunto untill next Court and he hath it and the same day is given to the Plaintiff Alsoe.

Att which said next Court to Witt the 10th day of April Anno Domi: 1722 Comes again as well the said Edmond Benson lessee of the said Henry Sewell by his Attorney af^d as the said Samuel Howard by his Attorney af^d And the said Samuel Howard by his said Attorney as before defends the force and Injury when etc: and Says that he is not in any wise Guilty of the Trespass and Ejectment af^d as the plaintiff above against him hath declared and for tryall thereof putts himself upon the Country. And the Plaintiff likewise.

Thereupon Command is given to the Sherriff of Annarundell County that he immediately cause to come here twelve etc: by whom etc: who neither etc: to Recognize etc: because [578] as well etc: Off which said precept the said Sherriff to Witt Henry Lazenby Gent (Now here at this day to Witt the same day and year last mentioned) make return that he hath here ready twelve etc: as by his precept he was Command And now here afterwards to Witt the same day and year comes as well the said P^t, by his s^d Attorney as the said Defend^t by his said Attorney And the Jurors of that Jury impaneled being called likewise come to Wit Henry Dick, Peter Mercy, James Weyatt, James Duke, Christ^r Granger, Mathew Collier, James Chaires William Jones, Benjamin Cox, Barton Hungerford, Thomas Smoot, and William Marlow who being Elected tryed and Sworne to say the truth in the premisses and before the same Jury went from the Barr the said Edmond Benson lessee of the said Henry Sewell by his Attorney af^d pray'd the Court here to direct the Jury to find for the Plaintiff which the Court here refusing to do he the said Edmond Benson lessee of the said Henry Sewell pray'd the same Court to Signe a Bill of Exceptions on the part of Either partie to be drawn up in form which the Court here allowed of.

And thereupon the same Jurors so as af^d Elected tryed and Sworne to say the truth in the premisses upon their Oath do say That the said Samuel Howard is not Guilty of the Trespass and Ejectment af^d as the Plaintiff above against him hath Declared.

Whereupon the Bill of Exceptions so as af^d pray'd for being drawn up in form is tendred by the said Edmond Benson Lessee of the said Henry Sewell by his Attorney af^d to the Justices here to be by them Signed and Sealed And thereupon the Justices here the same bill of Exceptions with their Seales have Sealed and to this Record have Annexed the tenor of which follow in these words Viz^t Be it remembered that in April Provinciaall Court in the Sixth year of his Lordships Dominion and in the Year of our Lord God